

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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COMMUNITY HOUSING IMPROVEMENT PROGRAM,
RENT STABILIZATION ASSOCIATION OF N.Y.C., INC.,
CONSTANCE NUGENT-MILLER, MYCAK ASSOCIATES
LLC, VERMYCK LLC, M&G MYCAK LLC, CINDY
REALTY LLC, DANIELLE REALTY LLC, FOREST
REALTY, LLC,

19-cv-04087 (MKB)

Plaintiffs,

- against -

CITY OF NEW YORK, RENT GUIDELINES BOARD,
DAVID REISS, CECILIA JOZA, ALEX SCHWARZ,
GERMAN TEJEDA, MAY YU, PATTI STONE, J. SCOTT
WALSH, LEAH GOODRIDGE, AND SHEILA GARCIA, IN
THEIR OFFICIAL CAPACITIES AS CHAIR AND
MEMBERS, RESPECTIVELY, OF THE RENT GUIDELINES
BOARD, AND RUTHANNE VISNAUSKAS, IN HER
OFFICIAL CAPACITY AS COMMISSIONER OF NEW
YORK STATE HOMES AND COMMUNITY RENEWAL,
DIVISION OF HOUSING AND COMMUNITY RENEWAL,

Defendants.

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**NOTICE OF CITY DEFENDANTS' MOTION
TO DISMISS THE COMPLAINT**

PLEASE TAKE NOTICE that upon the Declaration of Rachel K. Moston, dated November 1, 2019 (and the exhibits provided therewith), and the accompanying Memorandum of Law, dated November 1, 2019, the undersigned will move this Court before the Honorable Margo K. Brodie at the United States Courthouse for the Eastern District of New York, located at 225 Cadman Plaza East, Brooklyn, New York, for an Order, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, dismissing the Complaint.

PLEASE TAKE FURTHER NOTICE, pursuant to a stipulation between the parties and the permission of the Court, plaintiffs shall file their opposition to this motion by December 13, 2019 and City Defendants shall file their reply by January 17, 2020.

Dated: New York, New York
 November 1, 2019

GEORGIA M. PESTANA
Corporation Counsel of the City of New York
Attorney for City Defendants

/s/

By: _____

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TO:

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Sean Baldwin, Esq. (via ECF)
Counsel for Intervenor Coalition for the Homeless